

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of )  
)  
JALILI *et al.* ) Art Unit: 1616  
)  
Application No. 10/822,568 ) Examiner: Choi, Frank I.  
)  
Filed: April 12, 2004 ) Confirmation No. 2642  
)  
FOR: QUERCETIN SUPPLEMENTATION TO )  
TREAT HYPERTENSION )  
)

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

BALLARD SPAHR ANDREWS & INGERSOLL, LLP  
Customer No. 23859

February 23, 2009

Dear Sir:

Applicant or patent owner hereby appeals under 37 C.F.R. § 41.31 to the Board of Patent Appeals and Interferences from the decision of the Examiner dated September 22, 2008 finally rejecting claims 1-28.

The item(s) checked below are appropriate:

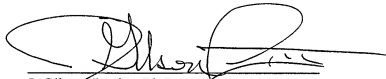
1. ☒ An extension of time to respond to the final rejection:  
(a) ☐ was obtained for \_\_\_\_\_ month(s).  
(b) ☒ is requested herewith under 37 C.F.R. § 1.136.
2. A credit card payment is submitted herewith *via* EFS Web in the amount of \$515.00 .  
This amount is believed to be correct; however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.  
☒ Appeal fee amount pursuant to 37 C.F.R. § 41.20(b)(1) = \$270.00 for a small entity

ATTORNEY DOCKET NO. 21101.0136U2  
APPLICATION NO. 10/822,568

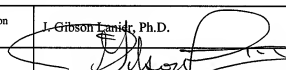
- ☒ Extension of time fee amount pursuant to 37 C.F.R. §1.17(a)(2) = \$245.00 for a two month extension of time fee.
3. ☐ Enclosed is a Pre-Appeal Brief Request for Review and \_\_\_\_ sheets of reasons.

Respectfully submitted,

BALLARD SPAHR ANDREWS & INGERSOLL, LLP

  
J. Gibson Lanier, Ph.D.  
Registration No. 57,519

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| CERTIFICATE OF ELECTRONIC TRANSMISSION UNDER 37 C.F.R. § 1.8  |   |      |         |
|---|---|------|---------|
| I hereby certify that this correspondence, including any items indicated as attached or included, is being transmitted via electronic transmission via EFS-Web on the date indicated below. |   |      |         |
| Name of Person (Print/Type)   | J. Gibson Lanier, Ph.D.   |      |         |
| Signature   |  | Date | 2/23/09 |